

1 THE HONORABLE SALVADOR MENDOZA, JR.

2
3
4
5
6
7 UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF WASHINGTON

9 DIVERSIFIED TECHNOLOGY
10 HOLDINGS, INC., a Nevada corporation,

11 Plaintiff,

12 v.

13 MINERLOGIC, LLC, a Washington
14 limited liability company; LOGIX LLC, a
15 Washington limited liability company;
16 DOES I through X, inclusive; and ROE
CORPORATIONS I through X, inclusive,

Defendants.

Case No. 2:20-cv-00195-SMJ

**STIPULATION AND ORDER
FOR DISMISSAL WITH
PREJUDICE**

17
18 **I. STIPULATION**

19 The parties hereby stipulate to and request dismissal of the Complaint with
20 prejudice, pursuant to FRCP 41(A)(ii). Plaintiff Diversified Technology Holdings,
21 Inc. filed its Complaint on May 28, 2020. Dkt. No. 1. On June 15, 2020, attorney
22 Andrew Escobar entered a Notice of Appearance for Defendants Minerlogic, LLC
23 and Logix LLC, Dkt. No. 3, and attorney David Freeburg entered a Notice of
24 appearance for Defendants Minerlogic, LLC and Logix LLC. Dkt. No. 4. On June
25
26 17, 2020, Plaintiff sent Defendants MinerLogic, LLC and Logix LLC a request for

1 waiver of service, which Defendants accepted on June 18, 2020. Dkt. Nos. 5–6.
2 Pursuant to Federal Rule of Civil Procedure 4(d)(3), Defendants’ response to
3 Plaintiff’s Complaint was originally due on August 17, 2020. A stipulation and
4 Order was entered moving that date to August 27, 2020. Dkt. 7 The same was
5 granted on August 25, 2020. Dkt. 8. Defendants MinerLogic, LLC and Logix LLC
6 filed a Notice of Settlement on August 27, 2020. Dkt. 9. The parties entered into a
7 confidential settlement agreement on August 31, 2020. Dkt No. 10 at 2. The parties
8 also stipulated to and requested an extension for Defendants' deadline to file an
9 Answer to the Complaint to November 13, 2020, while the terms of the settlement
10 were finalized. The Second Stipulated Motion for Extension of Time to File
11 Answer, Dkt No. 10, was granted. No responsive pleading has been filed.
12
13
14
15

16 Good cause exists for the dismissal of this Complaint with Prejudice. Plaintiff
17 and Defendants have entered into a confidential settlement agreement on August 31,
18 2020, which terms included dismissal of the lawsuit upon completion of the
19 settlement terms.
20

21 The parties have satisfactorily completed all terms of the settlement, except
22 for dismissal of this lawsuit with prejudice.
23

24 Accordingly, subject to the Court’s approval, the parties agree as follows:

25 Plaintiff Diversified Technology Holdings, Inc. Complaint filed on May 28,
26 2020, Dkt. No. 1, should be Dismissed with Prejudice.

1 Dated this 26th day of October, 2020.

2 BRENNAN LEGAL COUNSEL
3 GROUP, PLLC

DLA PIPER LLP (US)

4 /s/ Shauna Brennan

Shauna Brennan, WSBA No. 36461

5 1010 S. I Street

Tacoma, Washington 98405

6 Tel: 206.839.4800

7 Fax: 206.839.4801

8 E-mail:

sbrennan@outsidegeneralcounsel.com

Attorney for Plaintiff

9 *Diversified Technology Holdings, Inc.*

/s/ David Freeburg

Andrew Escobar, WSBA No. 42793

David Freeburg, WSBA No. 48935

701 Fifth Avenue, Suite 6900

Seattle, Washington 98104

10 Tel: 206.839.4800

11 Fax: 206.839.4801

E-mail:

andrew.escobar@us.dlapiper.com

E-mail:

david.freeburg@us.dlapiper.com

Attorney for Defendants

Minerlogic, LLC and Logix LLC.

12 **ORDER**

13 It is so ORDERED.

14 Dated this ____ day of October, 2020.

15
16
17
18 _____
19 Salvador Mendoza, Jr.

20 United States District Judge
21
22
23
24
25
26

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26

Dated this 26th day of October, 2020.

Rebecca Post
An Employee of Brennan Legal
Counsel Group, PLLC